

# MEMORANDUM

Agenda Item No. 10(A)(4)

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**TO:** Hon. Chairperson Barbara Carey-Shuler, Ed.D.  
and Members, Board of County Commissioners

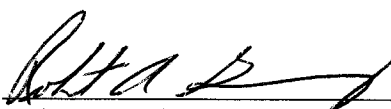
**DATE** April 13, 2004

**FROM:** Robert A. Ginsburg  
County Attorney

**SUBJECT:** Resolution waiving  
residency requirements  
for Public Nuisance  
Abatement Board member  
Steve Sessler

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Sally A. Heyman.

  
Robert A. Ginsburg  
County Attorney

RAG/jls



# MEMORANDUM

(Revised)

**TO:** Hon. Chairperson Barbara Carey-Shuler, Ed.D.  
and Members, Board of County Commissioners

**DATE:** April 13, 2004

**FROM:** Robert A. Ginsburg  
County Attorney

**SUBJECT:** Agenda Item No. 10(A)(4)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 10(A)(4)  
4-13-04

RESOLUTION NO. \_\_\_\_\_

RESOLUTION WAIVING THE RESIDENCY  
REQUIREMENTS OF SECTION 2-11.38 AND 2-98.7 OF THE  
MIAMI-DADE COUNTY CODE FOR PUBLIC NUISANCE  
ABATEMENT BOARD MEMBER STEVE SESSLER

**WHEREAS**, Steve Sessler maintains significant alliance to Miami-Dade County; and

**WHEREAS**, Steve Sessler recently became a resident of the recently incorporated municipality of Palmetto Bay; and

**WHEREAS**, Steve Sessler's dedication, service and professional experience has significantly contributed to this County; and

**WHEREAS**, on January 29, 2004, the Nuisance Abatement Board (NAB) unanimously adopted a resolution in support of Mr. Sessler's appointment; and

**WHEREAS**, Section 2-98.7 of the Miami-Dade County Code requires that all members of the Public Nuisance Abatement Board reside in unincorporated areas of Miami-Dade County; and

**WHEREAS**, pursuant to 2-11.38 of the Miami-Dade County Code the Board of County Commissioners is authorized by a two-thirds (2/3) vote of its membership to waive this residency requirement,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board waives the residency requirement of Section 2-98.7 of the Miami-Dade County Code for Steve Sessler to allow him to fulfill his appointment as a member of the Public Nuisance Abatement Board.

The foregoing resolution was sponsored by Commissioner Sally A. Heyman and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

|                                       |                  |
|---------------------------------------|------------------|
| Dr. Barbara Carey-Shuler, Chairperson |                  |
| Katy Sorenson, Vice-Chairperson       |                  |
| Bruno A. Barreiro                     | Jose "Pepe" Diaz |
| Betty T. Ferguson                     | Sally A. Heyman  |
| Joe A. Martinez                       | Jimmy L. Morales |
| Dennis C. Moss                        | Dorrian D. Rolle |
| Natacha Seijas                        | Rebeca Sosa      |
| Sen. Javier D. Souto                  |                  |

The Chairperson thereupon declared the resolution duly passed and adopted this 13<sup>th</sup> day of April, 2004. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Terrence A. Smith